

LEGISLATURE OF NEBRASKA  
NINETY-SEVENTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 898A**

Introduced by Kristensen, 37

Read first time March 20, 2002

Placed on General File

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 2001, LB 543,  
2 section 44, as amended by section 49, Legislative Bill 1,  
3 Ninety-seventh Legislature, First Special Session, 2001;  
4 to appropriate funds to aid in carrying out the  
5 provisions of Legislative Bill 898, Ninety-seventh  
6 Legislature, Second Session, 2002; to change certain  
7 appropriations as prescribed; to repeal the original  
8 section; and to declare an emergency.  
9 Be it enacted by the people of the State of Nebraska,

1           Section 1. Laws 2001, LB 543, section 44, as amended by  
 2   section 49, Legislative Bill 1, Ninety-seventh Legislature, First  
 3   Special Session, is amended to read:

4           Sec. 44. AGENCY NO. 13 -- STATE DEPARTMENT OF EDUCATION

5           Program No. 25 - Education, Administration, and Support

|                               | FY2001-02   | FY2002-03     |
|-------------------------------|-------------|---------------|
| 6           GENERAL FUND      | 806,904,456 | 830,326,442   |
| 7           GENERAL FUND      | 806,904,456 | 808,103,282   |
| 8           CASH FUND         | 5,378,968   | 5,388,244     |
| 9           FEDERAL FUND est. | 169,725,203 | 171,488,298   |
| 10          REVOLVING FUND    | 515,805     | 531,508       |
| 11          PROGRAM TOTAL     | 982,524,432 | 1,007,734,492 |
| 12          PROGRAM TOTAL     | 982,524,432 | 985,511,332   |
| 13          SALARY LIMIT      | 8,825,407   | 9,257,690     |

14           There is included in the appropriation to this program  
 15   for FY2001-02 \$797,487,652 General Funds, \$4,314,926 Cash Funds,  
 16   and \$160,479,668 Federal Funds estimate for state aid, which shall  
 17   only be used for such purpose. There is included in the  
 18   appropriation to this program for FY2002-03 ~~\$820,744,709~~  
 19   \$798,521,549 General Funds, \$4,314,926 Cash Funds, and \$162,038,457  
 20   Federal Funds estimate for state aid, which shall only be used for  
 21   such purpose.  
 22

23           There is included in the amount shown for FY2001-02  
 24   \$189,312 General Funds as state aid for the reimbursement of  
 25   transportation costs pursuant to section 79-241 for the enrollment  
 26   option program. There is included in the amount shown for  
 27   FY2002-03 \$187,340 General Funds as state aid for the reimbursement  
 28   of transportation costs pursuant to section 79-241 for the

1 enrollment option program.

2           There is included in the amount shown for FY2001-02  
3 \$631,736,338 General Funds which are hereby appropriated to the Tax  
4 Equity and Educational Opportunities Fund, which fund is hereby  
5 appropriated to provide state aid to public school districts  
6 pursuant to the Tax Equity and Educational Opportunities Support  
7 Act. There is included in the amount shown for FY2002-03  
8 ~~\$650,407,842~~ \$628,184,682 General Funds which are hereby  
9 appropriated to the Tax Equity and Educational Opportunities Fund,  
10 which fund is hereby appropriated to provide state aid to public  
11 school districts pursuant to the Tax Equity and Educational  
12 Opportunities Support Act.

13           There is included in the amount shown for this program  
14 \$146,164,827 General Funds provided as state aid for FY2001-02 for  
15 special education reimbursement. There is included in the amount  
16 shown for this program \$150,214,827 General Funds provided as state  
17 aid for FY2002-03 for special education reimbursement.

18           There is included in the amount shown for this program  
19 \$407,256 General Funds provided as state aid for FY2001-02 and  
20 \$403,014 General Funds provided as state aid for FY2002-03 to carry  
21 out the provisions of subsection (2) of section 79-734.

22           There is included in the amount shown for this program  
23 \$1,497,600 General Funds provided as state aid for FY2001-02 and  
24 \$2,432,000 General Funds provided as state aid for FY2002-03 for  
25 early childhood education projects.

26           There is included in the amount shown for this program  
27 \$9,942,500 General Funds provided as state aid for FY2001-02 and  
28 \$9,681,510 General Funds provided as state aid for FY2002-03 for

1 core services for educational service units.

2           There is included in the amount shown for this program  
3 \$3,151,875 General Funds provided as state aid for FY2001-02 and  
4 \$3,069,138 General Funds provided as state aid for FY2002-03 for  
5 technology infrastructure for educational service units.

6           There is included in the amount shown for this program  
7 \$3,331,221 General Funds provided as state aid for FY2001-02 and  
8 \$3,259,131 General Funds provided as state aid for FY2002-03 for  
9 programs for learners with high ability.

10           There is included in the amount shown for this program  
11 \$304,694 General Funds provided as state aid for FY2001-02 and  
12 \$301,520 General Funds provided as state aid for FY2002-03 for the  
13 school breakfast program.

14           There is included in the amount shown for this program  
15 \$27,500 General Funds provided as state aid for FY2001-02 and  
16 \$26,125 General Funds provided as state aid for FY2002-03 for  
17 economic education programs.

18           There is included in the amount shown for this program  
19 \$35,385 General Funds provided as state aid for FY2002-03 for the  
20 Teacher World Program.

21           There is included in the amount shown for this program  
22 \$241,809 General Funds provided as state aid for FY2001-02 and  
23 \$239,290 General Funds provided as state aid for FY2002-03 for  
24 adult basic education programs.

25           There is included in the amount shown for this program  
26 \$-0- Cash Funds provided as state aid for FY2001-02 and \$-0- Cash  
27 Funds provided as state aid for FY2002-03 for the Attracting  
28 Excellence to Teaching Program Act.

1           There is included in the amount shown for this program  
2     \$76,800 General Funds for FY2001-02 to provide incentives and  
3     reimburse schools for participation in the National Assessment of  
4     Educational Progress.

5           There is included in the amount shown for this program  
6     \$24,000 General Funds for FY2001-02 for the Nebraska Diagnostic  
7     Resource Center at Cozad.

8           There is included in the amount shown for this program  
9     \$193,793 General Funds for FY2001-02, which shall only be used to  
10    contract with the Nebraska Educational Telecommunications  
11    Commission for the Schools TeleLearning/Distance Learning Program.  
12    There is included in the amount shown for this program \$191,493  
13    General Funds for FY2002-03, which shall only be used to contract  
14    with the Nebraska Educational Telecommunications Commission for the  
15    Schools TeleLearning/Distance Learning Program.

16          There is included in the amount shown for this program  
17    General Funds for FY2001-02 to provide information to school  
18    districts on the instruction of proper infant handling for the  
19    prevention of shaken baby syndrome.

20          On or before October 1 of each year, the Department of  
21    Health and Human Services Finance and Support and the State  
22    Department of Education shall jointly certify to the budget  
23    administrator of the budget division of the Department of  
24    Administrative Services the amount of federal medicaid funds paid  
25    to school districts pursuant to the Early Intervention Act for  
26    special education services for children age five years and older.  
27    The General Fund appropriation to the State Department of  
28    Education, Program 25, for state special education aid shall be

1 decreased by an amount equal to the amount that would have been  
2 reimbursed with state General Funds to the school districts through  
3 the special education reimbursement process for special education  
4 services for children age five years and older that was paid to  
5 school districts or approved cooperatives with federal medicaid  
6 funds. There is hereby appropriated from the General Fund an  
7 amount equal to the amount certified to the budget administrator  
8 for FY2001-02 and FY2002-03 to the Department of Health and Human  
9 Services Finance and Support to aid in carrying out the provisions  
10 of Laws 1991, LB 701. The budget administrator of the budget  
11 division of the Department of Administrative Services shall  
12 distribute the amount appropriated between budget programs  
13 according to percentages certified by the Department of Health and  
14 Human Services Finance and Support.

15           The unexpended Cash Fund balance of the Gates Foundation  
16 Grant existing on June 30, 2001, is hereby reappropriated.

17           The unexpended balance of the \$1,650,000 General Funds  
18 appropriated for statewide assessment and reporting existing on  
19 June 30, 2001, is hereby reappropriated.

20           Sec. 2. Original Laws 2001, LB 543, section 44, as  
21 amended by section 49, Legislative Bill 1, Ninety-seventh  
22 Legislature, First Special Session, 2001, is repealed.

23           Sec. 3. Since an emergency exists, this act takes effect  
24 when passed and approved according to law.